

ESTTA Tracking number: **ESTTA22283**

Filing date: **12/29/2004**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

### **Notice of Opposition**

Notice is hereby given that the following party opposes registration of the indicated application.

#### **Opposer Information**

<b>Name</b>	LA MONTRE HERMES S.A.
<b>Granted to Date of previous extension</b>	01/02/2005
<b>Address</b>	Erlesntrasse 31A2555 Brugg 0, SWITZERLAND

<b>Attorney information</b>	Andrew Baum and Jonathan Matkowsky DARBY & DARBY P.C. P.O. BOX 5257 NEW YORK, NY 10150-5257 UNITED STATES tmdocket@darbylaw.com
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#### **Applicant Information**

<b>Application No</b>	76423177	<b>Publication date</b>	07/06/2004
<b>Opposition Filing Date</b>	12/29/2004	<b>Opposition Period Ends</b>	01/02/2005
<b>Applicant</b>	M.MARSI AJ & C. S.r.l. Piazza Vittorio Veneto, 8 I-10123 Torino,		

	ITALY
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### **Goods/Services Affected by Opposition**

<p>Class 014.</p> <p>All goods and services in the class are opposed, namely: (Based on 44(d) Priority Application)) horological and chronometric instruments, namely, clocks, watches, chronographs and chronometers</p>
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<b>Attachments</b>	00330569.pdf ( 3 pages )
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<b>Signature</b>	/jdm/
<b>Name</b>	Andrew Baum and Jonathan Matkowsky
<b>Date</b>	12/29/2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

LA MONTRE HERMÈS, S.A.,

Opposer,

v.

M. MARSIAJ & C. S.r.l.,

Applicant.

Opposition No. \_\_\_\_\_

(Serial No. 76/423177)

**NOTICE OF OPPOSITION**

La Montre Hermès S.A. ("Opposer"), a corporation organized and existing under the laws of France, located and doing business at Erlenstrasse 31A, 2555 Brugg, Switzerland, believes it will be damaged by the registration of the designation SABELT (& design) (the "Mark") as shown in Application Serial No. 76/423177 (the "Application"), for "horological and chronometric instruments, namely, clocks, watches, chronographs and chronometers, in Class 14, filed by M. Marsiaj & C. S.r.l. ("Applicant"), and hereby opposes the same. The Application was published for opposition on July 6, 2004, and Opposer has been granted extensions of the opposition deadline to and including January 2, 2005.

The grounds for opposition are as follows:

1. Since long prior to the June 13, 2002 date of filing of the Application, Opposer has used the mark BELT in connection with timepieces and chronometers, watches and their constituent {W:\03679\300H090000\00329433.DOC } }

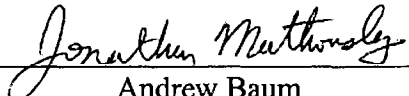


This Notice of Opposition is being electronically filed via ESTTA and through the  
Deposit Account payment method.

Respectfully submitted,

DARBY & DARBY P.C.

Dated: New York, New York  
December 29, 2004

By:   
Andrew Baum  
Jonathan Matkowsky

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*Attorneys for Opposer*  
La Montre Hermès S.A.